

Winston & Strawn LLP
 101 California Street
 San Francisco, CA 94111-5802

1 Jeffrey I. Weinberger (SBN 056214)
 jeffrey.weinberger@mto.com
 2 Ted G. Dane (SBN 143195)
 ted.dane@mto.com
 3 Heather E. Takahashi (SBN 245845)
 heather.takahashi@mto.com
 4 Ryan N. Haggard (admitted *pro hac vice*)
 ryan.haggard@mto.com
 5 Zachary M. Briers (SBN 287984)
 Zachary.Briers@mto.com

6 MUNGER, TOLLES & OLSON LLP
 7 355 South Grand Avenue, 35th Floor
 Los Angeles, CA 90071-1560
 8 Telephone: (213) 683-9100
 Facsimile: (213) 687-3702 Attorneys for
 9 Plaintiffs

10 TAKEDA PHARMACEUTICAL CO., LTD.,
 TAKEDA PHARMACEUTICALS U.S.A.,
 INC., TAKEDA PHARMACEUTICALS LLC,
 AND TAKEDA PHARMACEUTICALS
 AMERICA, INC.

Maureen Rurka (admitted *pro hac vice*)
 mrurka@winston.com
 Julia Mano Johnson (admitted *pro hac vice*)
 jmjohnson@winston.com
 Winston & Strawn LLP
 35 West Wacker Drive
 Chicago, IL 60601-9703
 Telephone: (312) 558-5600
 Facsimile: (312) 558-5700

Jeffrey J. Lederman (SBN: 104622)
 jlederman@winston.com
 K. Joon Oh (SBN: 246142)
 koh@winston.com
 Winston & Strawn LLP
 101 California St., 39th Floor
 San Francisco, CA 94111-5802
 Telephone: (415) 591-1000
 Facsimile: (415) 591-1400

Attorneys for Defendant
 SANDOZ INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

17 TAKEDA PHARMACEUTICALS, CO., LTD.,)
 18 TAKEDA PHARMACEUTICALS U.S.A., INC.,)
 19 TAKEDA PHARMACEUTICALS LLC, and)
 TAKEDA PHARMACEUTICALS)
 AMERICA, INC.,)
)
 Plaintiffs,)
)
 v.)
)
 SANDOZ, INC.,)
)
 Defendant.)
)

Case No. 3:12-cv-0446 JCS
STIPULATION AND [PROPOSED]
ORDER TO AMEND THE FURTHER
CASE MANAGEMENT AND PRETRIAL
ORDER

The Honorable Joseph C. Spero
 Complaint Filed: January 26, 2012

[REDACTED]

1 Pursuant to this Court's Civil Standing Orders and Civil Local Rules 6-1, 6-2, 7-12, and 16-
2 10(c), Plaintiffs Takeda Pharmaceutical Company Limited, Takeda Pharmaceuticals U.S.A., Inc.,
3 Takeda Pharmaceuticals LLC, and Takeda Pharmaceuticals America, Inc., (collectively, "Takeda"),
4 and Defendant Sandoz Inc. ("Sandoz") (collectively, the "Parties") stipulate and agree as follows:

5 WHEREAS, on June 1, 2012, the Court held the initial case management conference in this
6 case;

7 WHEREAS, on June 6, 2012 the Court entered its Case Management and Pretrial Order
8 [Docket No. 50] ("June 2012 Order");

9 WHEREAS, on September 7, 2012, the Court held a further case management conference;

10 WHEREAS, on September 11, 2012 the Court modified the June 2012 Order in its Further
11 Case Management and Pretrial Order [Docket No. 55] ("September 2012 Order");

12 WHEREAS, on December 14, 2012, the Court held a further case management conference;

13 WHEREAS, on December 19, 2012 the Court modified the September 2012 Order in its
14 Further Case Management and Pretrial Order [Docket No. 63] ("December 2012 Order");

15 WHEREAS, on April 9, 2013, the Court modified the December 2012 Order in its Further
16 Case Management and Pretrial Order [Docket No. 76] ("April 2013 Order");

17 WHEREAS, on June 19, 2013, the Court granted Plaintiffs' motion to amend their
18 infringement contentions to assert infringement under the doctrine of equivalents [Docket No. 92];

19 WHEREAS, the Parties, in light of Plaintiffs' Amended Infringement Contentions, have
20 conferred and agreed upon related adjustments to the Schedule set forth in the April 2013 Order;

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED];

25 ////

26 ////

27 ////

28 ////

1 THEREFORE, the undersigned Parties submit this stipulated request and respectfully request
 2 the Court amend April 2013 Order as follows:

Event	Current Date	Proposed Change
Fact Discovery Cut-Off	Friday, 07/19/13	Friday, 10/11/2013
Initial Expert Reports on Issues where party Bears Burden of Proof. Takeda will provide any report on secondary considerations at this time.	Friday, 08/30/13	Friday, 11/22/2013
Rebuttal Expert Reports	Friday, 09/27/13	Friday, 12/20/2013
Expert Discovery Cut-Off	Friday, 10/25/13	Friday, 1/17/2014
Last Day to File Dispositive Motions	Friday, 11/15/13	Friday, 2/7/2014
Oppositions Due for Dispositive Motions	Friday, 12/06/13	Friday, 2/28/2014
Replies Due for Dispositive Motions Filed	Friday, 12/20/13	Friday, 3/14/2014
Motions Hearing	Friday, 02/28/14 9:30 a.m.	To be set at a future case management conference
Pretrial Conference	To be set at a future case management conference	(no change)
Trial	To be set at a future case management conference	(no change)

15 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

16 Respectfully submitted,

17 Dated: July 2, 2013

18 MUNGER, TOLLES & OLSON LLP

19 By: /s/ Ryan N. Hagglund
 20 Attorneys for Plaintiffs
 21 TAKEDA PHARMACEUTICAL CO., LTD.,
 22 TAKEDA PHARMACEUTICALS U.S.A., INC.,
 23 TAKEDA PHARMACEUTICALS LLC, AND
 24 TAKEDA PHARMACEUTICALS AMERICA,
 25 INC.

26 Dated: July 2, 2013

27 WINSTON & STRAWN LLP

28 By: /s/ K. Joon Oh
 29 Maureen Rurka (admitted *pro hac vice*)
 30 Julia Mano Johnson (admitted *pro hac vice*)
 31 Jeffrey J. Lederman
 32 K. Joon Oh

33 Attorneys for Defendant Sandoz, Inc.

FILER'S ATTESTATION

I, K. Joon Oh, am the ECF user whose identification and password are being used to file this
STIPULATION AND [PROPOSED] ORDER. In accordance with Local Rule 5-1(i)(3), I hereby
attest that the above-named signatories concur in this filing.

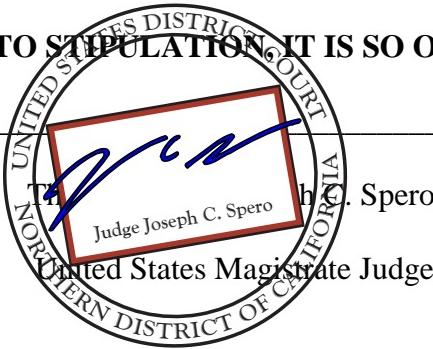
DATED: July 2, 2013

By:

/s/ K. Joon Oh

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 7/9/13



SF:357492.1

Winston & Strawn LLP
101 California Street
San Francisco, CA 94111-5802